



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE

REFER TO FILE: **C-1**

September 9, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**WHITTIER NARROWS RECREATION AREA
SEWER LINE AND RESTROOM PROJECT
APPROVE TOTAL PROJECT BUDGET
ADOPT, ADVERTISE, AND AWARD PHASE 1
SPECS 6648; C.P. 86416
SUPERVISORIAL DISTRICT 1
3 VOTES**

**THE CHIEF ADMINISTRATIVE OFFICER AND THE DIRECTOR OF PARKS AND
RECREATION JOINTLY RECOMMEND THAT YOUR BOARD:**

1. Find that the project is categorically exempt under the California Environmental Quality Act Guidelines in accordance with Article 19, Sections 15301 (a), (d), and (l), 15302, and 15303 (d); and under Classes 1(c) and (d), 2, and 3(c) of the County of Los Angeles Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.
2. Approve the total project budget of \$3,451,364 for the Whittier Narrows Recreation Area Sewer Line and Restroom Project as detailed in Enclosure A.
3. Approve the project and adopt the plans and specifications for Whittier Narrows Recreation Area Sewer Line and Restroom Project, Phase 1, in the vicinity of the City of South El Monte (1), at an estimated construction cost of

\$900,000, funded by the Safe Neighborhood Park Propositions of 1992 and 1996 and State Proposition 12 Roberti-Z'berg-Harris funds, and instruct the Executive Officer to advertise for bids to be received on October 26, 2004, in accordance with the "Instruction Sheet for Publishing Legal Advertisement" (Enclosure B).

4. Authorize the Director of Public works to award the construction contract for Phase 1 to the apparent lowest responsible bidder meeting the criteria adopted by your Board and to deliver the project. Authorize the Director of Public Works to execute a contract in the form previously approved by County Counsel, and to establish the effective date following receipt of approved Faithful Performance and Labor and Materials Bonds and insurance certificates filed by the contractor.
5. Approve the Youth Employment Plan for this project as described in Enclosure C.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

This action involves contracting for the construction of sewer pipe, submersible wastewater pumps, force main, a disintegrated granite park path, PCC pavement and curb, and other appurtenant work.

The Whittier Narrows Recreation Area Sewer Line and Restroom Project consists of two phases that will be constructed under separate contracts. Phase I includes the construction of a new underground sanitary sewerline and pump station to replace the existing septic systems that currently serve the restrooms at the park facility. Phase II includes the removal of three restrooms and construction of three new larger restrooms, renovation of one restroom, and demolition of the miniature train station apparatus.

Public Works is in the process of completing the design for the new and renovated restrooms and will return to your Board to adopt and advertise for construction of the second phase in October 2004. In order to complete the sewerline improvements in time for construction of the new restrooms, we are recommending that the Director of Public Works be authorized to award and execute the construction contract with a bidder who meets the criteria adopted by your Board. This will expedite the project schedule by eliminating the time needed to return to your Board for award of the construction contract.

Implementation of Strategic Plan Goals

This action is consistent with the County's Strategic Plan Goals of Fiscal Responsibility and Children and Families' Well-Being because the project is an investment in public infrastructure, which will improve the heavily used restroom facilities at Whittier Narrows Recreation Area and, thereby, assure good health and social well-being for children and families.

FISCAL IMPACT/FINANCING

Public Works' fair construction cost estimate for Phase I of the project is \$884,845. The total project cost including plans and specifications, plan check, construction, at-risk youth employment, consultant services, miscellaneous expenditures, and County services is currently estimated at \$3,451,364 including \$1,489,590 for Phase I and \$1,961,774 for Phase II.

The project is funded from the Safe Neighborhood Parks Propositions of 1992 and 1996 (\$2,450,689) and State Proposition 12 Roberti-Z'berg-Harris funds (\$1,000,675). Sufficient appropriation for the estimated total project cost is available in the Fiscal Year 2004-05 Capital Projects Budget (C.P. 86416) to fund this project.

The Project Schedule and Budget Summary are included in Enclosure A.

In the event the lowest responsive bid received exceeds the estimated construction cost, a contract will not be executed. The Chief Administrative Office will work with Parks and Recreation and Public Works to reduce the project scope and/or identify additional funding resources, and we will return to your Board with a recommendation for implementation of the project.

Operating Budget Impact

Following completion of Phase I, Parks and Recreation estimates an increase of \$11,000 in ongoing operating costs to have Public Works maintain the sewerline and pump station. Based on the current project schedule, expenditures to operate and maintain the sewerline improvements are currently expected to begin in Fiscal Year 2004-05.

The Chief Administrative Office is currently reviewing the operating cost estimates and will work with Parks and Recreation to determine the appropriate operating requirements and available funding.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

A standard construction contract, in the form previously approved by County Counsel, will be used. The standard Board-directed clauses that provide for contract termination, renegotiation, and hiring qualified displaced County employees will be included in the contract.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

Under the provisions of the County of Los Angeles Regional Park and Open Space District policy, Parks and Recreation is actively pursuing employment opportunities to meet the County's Youth Employment Minimum Obligation. Due to the technical nature of the work which requires the use of skilled labor and heavy equipment during construction, a Youth Employment Program will not be used for Phase I of the project. However, Parks and Recreation will implement a Youth Employment Program for Phase II of the project.

ENVIRONMENTAL DOCUMENTATION

Whittier Narrows Recreation Area is a Federal facility under the jurisdiction of the United States Army Corps of Engineers and is operated and maintained by Parks and Recreation. As a Federal facility, all projects at Whittier Narrows Recreation Area must comply with the National Environmental Policy Act. On March 29, 2004, the Corps of Engineers determined that the project is in compliance with NEPA through a categorical exclusion in accordance with 40 CFR 1508.4 and 33 CFR 230.9 and that the project, when considered individually and cumulatively, does not have significant effects on the quality of the environment.

The proposed project is categorically exempt under the CEQA in accordance with Article 19, Sections 15301 (a), (d), and (l), 15302, 15303 (d); and under Classes 1(c) and (d), 2, and 3(c) of the County of Los Angeles Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, because the

project will involve construction of new underground utilities and reconstruction, repair, and minor alterations of existing park facilities, involving negligible or no expansion of use beyond that previously existing at the park. A Notice of Exemption will be filed with the County Clerk by Public Works.

CONTRACTING PROCESS

This project will be contracted on an open competitive bid basis. The contract will be awarded to the lowest responsible bidder meeting the criteria established by your Board and the California Public Contract Code.

To increase contractor awareness of our program to contract work to the private sector, this project will be listed on the County website for upcoming bids.

The project specifications contain provisions 1) requiring the contractor to comply with the County's Child Support Compliance Program, 2) requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees, 3) requiring the contractor to comply with the requirements of the County's Contractor Employee Jury Service Program, and 4) requiring the contractor to comply with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

Participation by Community Business Enterprises in the project is encouraged through Public Works' Capital Projects' CBE Outreach Program and by monitoring the good faith efforts of bidders to utilize CBEs.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, their civil litigation history, and information regarding prior criminal convictions. The information reported will be considered before awarding the contract.

The Honorable Board of Supervisors
September 9, 2004
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IMPACT ON CURRENT SERVICES (OR PROJECTS)

The park, including the restrooms and walking paths, will remain open during the 60 working-day construction period for Phase I scheduled to begin in December 2004.

In addition, the project specifications require the contractor to coordinate its construction schedule with the daily functions and activities of the park facility to minimize disruption of services and to maintain access to the park areas during construction.

CONCLUSION

Please return one adopted copy of this letter to the CAO (Capital Projects), Parks and Recreation, and Public Works.

Respectfully submitted,

DONALD L. WOLFE
Interim Director of Public Works

DAVID E. JANSSEN
Chief Administrative Officer

RUSS GUINEY
Interim Director of Parks and Recreation

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cc: County Counsel
Department of Public Social Services (GAIN/GROW Program)
Office of Affirmative Action Compliance (Ozie Smith)

September 9, 2004

ENCLOSURE A

**WHITTIER NARROWS RECREATION AREA
SEWER LINE AND RESTROOM PROJECT
APPROVE TOTAL PROJECT BUDGET
ADOPT, ADVERTISE, AND AWARD (PHASE I)
SPECS 6648; C.P. 86416**

I. PROJECT SCHEDULE (PHASE I)

Project Activity	Scheduled Completion Date
Construction Documents	08/19/04*
Construction Award	11/03/04
Construction Start	12/10/04
Substantial Completion	04/08/05
Final Acceptance	05/23/05

*Actual completion date

II. PROJECT BUDGET SUMMARY

Budget Category	Proposed Project Budget
Plans and Specifications	\$ 112,000
Construction	
Construction	\$ 900,000
Change Order Contingency	\$ 90,000
Total Construction	\$ 990,000
Consultant Services	\$ 24,135
Miscellaneous Expenditures	\$ 8,000
County Services	\$ 355,455
TOTAL (PHASE I)	\$1,489,590
Restroom Improvements (Phase II)	\$1,961,774
TOTAL	\$3,451,364

ENCLOSURE B

WHITTIER NARROWS RECREATION AREA
SEWER LINE AND RESTROOM PROJECT, PHASE 1
INSTRUCTION SHEET FOR PUBLISHING LEGAL ADVERTISEMENT

From: Department of Public Works
Construction Division

PUBLISHING

In accordance with Section 20125 of the Public Contract Code:

Publish: At least ten consecutive times, prior to the date set for opening bids, in a daily newspaper of general circulation printed and published in the County and designated by the Board, or for at least two consecutive times prior to such date in a weekly newspaper printed and published in the County and designated by the Board.

Time Limitation: To open bids in five weeks.

NOTICE INVITING BIDS

Sealed Bids will be received by the County of Los Angeles Department of Public Works, Construction Division, for the construction of 8" VCP sewer pipe, submersible wastewater pumps in a modular precast concrete wet well with a control panel, a precast concrete valve vault, a 4" DIP force main, a disintegrated granite park path, PCC pavement and curb, and other appurtenant work under Project ID No. P100000453, Whittier Narrows Recreation Area Sewer Line and Restroom Project, Phase I, in the vicinity of the City of South El Monte.

The Bids must be submitted at the Cashier's Office, west side of main lobby, 900 South Fremont Avenue, Alhambra, California 91803-1331, before 11 a.m. on Tuesday, October 26, 2004. The Bids will then be publicly opened and read in Conference Room A or at the location posted in the main lobby.

The Work shall be done in accordance with the Plans and Specifications on file and open for inspection at the County Board of Supervisors Executive Office and the Department of Public Works. The Work is estimated to cost between \$800,000 and \$925,000 and shall be completed in 60 working days. The Work requires a California Class A or C42 contractor's license. Prebid questions regarding the Plans and Specifications should be directed to Mr. Abed Mohsen at (626) 458-7982.

The Bids must be submitted on the Proposal forms included in the Bidder's package of the Contract Documents, which may be purchased for \$15, if picked up at the aforementioned Cashier's Office, (626) 458-6959, Monday through Thursday between 7 a.m. and 5:30 p.m., or for \$19, if mailed, which includes postage and handling.

Each Bid must be accompanied by a certified check, cashier's check, or surety bond payable to Los Angeles County in an amount equal to at least 10 percent of the Bid to guarantee that the Bidder will enter into the Contract if it is so awarded.

All persons performing the Work shall be paid not less than the General Prevailing Wage Determination prepared by the Director of Industrial Relations pursuant to the California Labor Code. Copies of these wage rates are available at the Department of Public Works.

The Bid must provide full disclosure of False Claims Act violations and civil/criminal legal actions as provided for on the three forms included as part of the Proposal. Failure to complete these forms may result in a determination that the Bidder is nonresponsive and/or not responsible.

The Contract, if awarded, will be awarded to the lowest responsive and responsible Bidder; however, the Board of Supervisors reserves the right to reject any and all Bids.

A responsible Bidder is a Bidder who has demonstrated the attribute of trustworthiness, as well as quality, fitness, capacity, and experience to satisfactorily perform the Contract. It is the County's policy to conduct business only with responsible contractors.

The successful Bidder will be required to fully comply with all applicable State and Federal reporting requirements relating to employment reporting for its employees and comply with all lawfully served Wage and Earnings Assignment Orders and Notice of Assignment and continue to maintain compliance throughout the duration of the Contract. Failure to comply may be cause for termination of the Contract or initiation of debarment proceedings.

The successful Bidder will be required to submit a faithful performance bond, payment bond, liability insurance, and workers' compensation insurance with the Contract.

As provided for in Section 22300 of the California Public Contract Code, the Contractor may substitute securities for any monies withheld by the Department of Public Works to ensure performance under the Contract, or enter into an escrow agreement for payment of such monies to an escrow agent.

Para mas informacion con relacion a esta noticia, por favor llame a este numero (626) 458-3118. Nuestras horas de oficina son de 7 a.m. a 5:30 p.m. de Lunes a Jueves.

Each person by submitting a response to this Notice Inviting Bids certifies that such Bidder and each County lobbyist and County lobbying firm, as defined by Los Angeles County Code Section 2.160.010, retained by the Bidder, is in full compliance with Chapter 2.160 of the Los Angeles County Code.

The County supports and encourages equal opportunity contracting.

By order of the Board of Supervisors of the County of Los Angeles, State of California.

Dated September 21, 2004.

Violet Varona-Lukens
Executive Officer
of the Board of Supervisors

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September 9, 2004

ENCLOSURE C

**WHITTIER NARROWS RECREATION AREA
SEWER LINE AND RESTROOM PROJECT
APPROVE TOTAL PROJECT BUDGET
ADOPT, ADVERTISE, AND AWARD (PHASE I)
SPECS 6648; C.P. 86416**

YOUTH EMPLOYMENT PLAN

Background:

The Whittier Narrows Recreation Area Sewer Line and Restroom Project consists of two phases that will be constructed as separate projects. Phase I includes the construction of a new underground sanitary sewerline and pump station to replace the existing septic systems that currently serve the restrooms at the park facility. Phase II includes the removal of three restrooms and construction of three new larger restrooms, renovation of one restrooms, and demolition of the miniature train station apparatus.

Due to the technical nature of the work which requires the use of skilled labor and heavy equipment during construction, a Youth Employment Program will not be used for Phase I of the project.

Task(s) that may be Performed by At-Risk Youth:

- None due to the technical nature of the work.

Youth Employment Goal:

Under the provisions of the Los Angeles County Regional Park and Open Space District policy on employment of at-risk youth, the Youth Employment Minimum Obligation (YEMO) of the County of Los Angeles is \$15,739,750 (equal to 50 percent of the total maintenance and servicing funding from Proposition A of 1992 and 1996).

Parks and Recreation is actively pursuing employment opportunities for at-risk youth on all construction projects. The current plan to meet the County's YEG is as follows:

	<u>YEMO Goal</u>	<u>Accomplished</u>	<u>Remaining</u>
Project Support	\$ 5,246,583	(\$ 793,800)	\$ 4,452,783
Maintenance	\$ 5,246,583	(\$ 253,525)	\$ 4,993,058
Other New Youth Employment*	\$ <u>5,246,584</u>	(\$ <u>677,616</u>)	\$ <u>4,568,968</u>
YEMO Total	\$15,739,750	(\$1,724,941)	\$14,014,809

* Various parks and other County programs